

M. NELSON ENMARK ESQ. #032477
CHAPTER TRUSTEE 12 TRUSTEE
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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

In re:

James Alan Pandol

Debtor(s).

Case No. 09-62162-A-12

CHAPTER 12 TRUSTEE'S REPORT
RE: STATUS CONFERENCE

Hearing: March 3, 2010
Time: 3:00 p.m.
Place: 1300 18th Street, 1st Floor
Bakersfield, CA

Judge: Hon. W. Richard Lee

Comes now, M. Nelson Enmark, Chapter 12 Trustee duly assigned to this case
and states as follows:

The question involved as to the nature of the farming operation involves 3
separate entities: one entity is the entity which actually undertakes the farming
which is a wholly owned corporation owned by the debtor; the second is an entity
that sells the crops and that again is wholly owned by the debtor and finally the
debtor's individual account.

It appears that all 3 of the entities together do compromise one farming
operation and furthermore appears that the debtor would meet the necessary
eligibility standards as far as these items are concerned were it a case where all 3
entities were in Chapter 12. The issue involved here is whether or nor the debtor
individually qualifies under those circumstances. The debtor has provided the tax
returns as requested and that information has been provided to all parties. The

1 341 meeting has not been complete although that information has been provided
2 and has been continued from February 25, 2010 to March 9, 2010 at 1:00 p.m. in
3 Fresno, California. It would appear that the Plan needs to be filed by March 15,
4 2010 and accordingly that the issue of eligibility will a question which will need to
5 be determined incident to the Plan. The Court may wish to address the question
6 as to whether or not it is essential in order to have an overall farming operation that
7 all of the entities involved be in Chapter 12 and administered in that fashion.

8 DATED: 3/2/10

Respectfully submitted,

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10 /s/ M. Nelson Enmark

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12 M. NELSON ENMARK
13 CHAPTER 12 TRUSTEE
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